

1 Martha G. Bronitsky  
Chapter 13 Standing Trustee  
2 6140 Stoneridge Mall Rd #250  
Pleasanton, CA 94588-4588  
3 (925) 621 - 1900

4 Trustee for Debtor(s)

5 UNITED STATES BANKRUPTCY COURT  
6 NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

8 In re

9 Kenneth Joseph Hocter  
Sherrill Ann Hocter

Chapter 13 Case No. 08-47544-WJL13

11 debtor(s)

12 **Trustee's Motion and Declaration to**  
**Dismiss Proceedings and Notice Thereon**

13 TO DEBTOR(S) AND DEBTOR(S)' ATTORNEY OF RECORD:

14 Martha G. Bronitsky, Chapter 13 Standing Trustee hereby moves the court for an Order  
15 Dismissing these proceedings pursuant to 11 U.S.C. Section 1307(c) upon the grounds that the  
16 debtor(s) is in material default for the following reasons:

17 Failure to complete debtors plan modification by obtaining an order.

18  
19 NOTICE IS HEREBY GIVEN that debtor or the attorney of record may request a hearing in  
20 writing stating specific grounds for objecting to the dismissal of these proceedings to the court and  
21 served on the trustee no later than twenty-one (21) days from the date of service of this motion.  
22 Trustee will then schedule a hearing date and notice debtor and the attorney of record of said  
23 hearing date.

24 I declare under penalty of perjury that the foregoing is true and correct.

25 Date: June 21, 2013

26 /s/ Martha G. Bronitsky

27 Signature of Martha G. Bronitsky  
Chapter 13 Standing Trustee

1 In re

2 Kenneth Joseph Hocter  
3 Sherrill Ann Hocter

debtor(s)

Chapter 13 Case No. 08-47544-WJL13

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CERTIFICATE OF SERVICE

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4 I HEREBY CERTIFY that I have served a copy of the within and foregoing document on the  
5 debtor (s), counsel for debtor (s), and if applicable, the creditor, creditor representatives and the  
6 registered agent for the creditor by depositing it in the United States mail with first class  
7 postage attached thereto.

8 I declare under penalty of perjury under the laws of the State of California that the foregoing is  
9 true and correct.

10 Kenneth Joseph Hocter  
11 Sherrill Ann Hocter  
12 860 Mericrest Street  
13 Brentwood,CA 94513

Patrick L Forte Atty  
1 Kaiser Plaza #480  
Oakland,CA 94612

(Counsel for Debtor)

(Debtor(s))

14 Date: June 21, 2013

/s/ Erin Stupplebeen Balcarcel

Erin Stupplebeen Balcarcel